

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

|                                |   |                     |
|--------------------------------|---|---------------------|
| UNITED STATES OF AMERICA       | ) |                     |
|                                | ) |                     |
| v.                             | ) | CR. NO. 2:05cr237-A |
|                                | ) |                     |
| Billy Warren Jarrett, Jr., and | ) |                     |
| Carol Jarret                   | ) |                     |

MOTION TO STRIKE THE FORFEITURE ALLEGATION

Comes now the United States of America, by and through Leura G. Canary, United States Attorney, Middle District of Alabama, and John T. Harmon, Assistant United States Attorney, and hereby moves the Court to strike the Forfeiture Allegation from the Indictment returned October 4, 2005.

As grounds, the United States has elected to pursue a civil forfeiture action. A Verified Complaint for Forfeiture In Rem was filed November 3, 2005 and was assigned Civil Action Number 2:05cv01067-CSC.

A proposed Order is filed herewith.

Respectfully submitted this 10<sup>th</sup> day of November, 2005.

FOR THE UNITED STATES ATTORNEY  
LEURA G. CANARY

/s/John T. Harmon  
John T. Harmon  
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CERTIFICATE OF SERVICE

I hereby certify that on November 10, 2005, I electronically filed the foregoing Motion to Strike the Forfeiture Allegation with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: **Jennifer Anne Hart, Richard K. Keith, and Tommy B. Hardwick.**

/s/John T. Harmon  
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